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SALT LAKE

# Deep Creek Distribution Meeting

February 24, 1988

The meeting was opened at 10:02 a.m. and was conducted by Lee Sim of the Utah State Division of Water Rights.

The minutes were read by Bob Leake. Charman Justice moved that the minutes be accepted as read, seconded by Robert Justice, and motion carried.

The 1987 financial statement was read by Lee Sim. Discussion concerning the delinquent accounts followed. The Farrell Simmons account was changed to Aaron and Louis Simmons. Apparently 1985 and prior delinquent accounts were not removed from the books as directed during the 1987 meeting. Lee Sim said he would check the delinquent accounts and that the books would be corrected.

Lance Luck disagreed with the Deep Creek Commissioner concerning water that she had determined was Deep Creek water and maintained that he never used any Deep Creek water last year. During discussion of the budget, Charman Justice brought up a lawyer's fee bill she had sent to the State Engineer. A heated discussion then ensued concerning the problems that Art Reichle had last year. Lance Luck asked if the Water Commissioner's bond would pay for the problem. The question was not answered. Dave Murray thinks changes need to be made in the distribution system.

A.C. Wilkerson moved that the financial statement be accepted with questions noted, seconded by Louis Simmons, and the motion carried.

The Commissioner's Report was presented by Charman Justice. The weirs on Deep Creek are in except for Arvin and Robert Justice on Little Water and Orlando Cook on the West bank. The weir for James Esplin, Lorrs Wooley, Kenneth Huber and Glenn Huber needs repair. A measuring device is needed at the junction of Deep Creek and Mosby Creek.

Dave Murray asked if the commissioner can shut someone's water off without consulting the State Engineer. Lance accused Charman of not riding the ditch properly.

A motion was made by Dave Murray that all users install measuring devices or not receive water and that a measuring

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device be installed on Deep Creek.

A.C. Wilkerson moved that the report be accepted, second by Robert Justice, motion carried.

The budget for 1988 was set the same as last year with \$500 added for the weir plate. A motion that the 1988 budget be set at \$6,650 and the assessment be set at \$4,850 was made by A.C. Wilkerson and was seconded by Robert Justice. Motion carried.

Nominations were accepted for the job of Commissioner. Lance Luck nominated Richard Perry and Louis Simmons nominated Charman Justice. A motion that nominations cease was made by Raymond Murray and seconded by Lance Luck. A vote was taken for the job of Commissioner and the results were: Charman - 7, and Richard Perry - 2.

The need for some kind of control over Mosby releases was discussed and it was agreed that only the Commissioner would make releases from Julius Park.

A motion was made by Lance Luck that Mosby notify the State Engineer whenever water is turned in above Julius Park and that the State Engineer notify the Commissioner of such actions. The motion was seconded by Raymond Murray, and the motion carried.

Aaron Simmons declined a motion by Dave Murray that he be appointed director of the Deep Creek System. Robert Justice moved that Raymond Murray be appointed director of the Deep Creek Distribution System and Charman Justice seconded the motion. The matter was voted on and the results were 7 in favor of the motion and 3 opposed.

A motion to appoint A.C. Wilkerson as a board member was made by Charman Justice and seconded by Lance Luck. Motion carried.

A motion to appoint Lynn Martinsen as a board member was made by Charman Justice and seconded by A.C. Wilkerson. Motion carried.

A.C. Wilkerson moved that the meeting adjourn. Adjourned 11:32.

**Present at the Meeting:**

**Name**

Lee Sim  
Bob Leake  
Raymond Murray  
Lance Luck  
A. C. Wilkerson

**Representing**

Water Rights  
Water Rights  
Deep Creek Chairman  
Mosby  
Deep Creek

Charman Justice  
Robert Justice  
Louis Simmons  
Aaron Simmons  
M. Lynn Martinsen  
David L. Murray  
Elma Ekins

Deep Creek  
Deep Creek  
Deep Creek  
Deep Creek  
Deep Creek  
Dave Murray